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10

11 **UNITED STATES DISTRICT COURT**
12 **DISTRICT OF NEVADA**

13 GOLDEN ENTERTAINMENT, INC.,

14 Plaintiff,

15 vs.

16 FACTORY MUTUAL INSURANCE
17 COMPANY,

18 Defendant.
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Case No.: 2:21-cv-00969-APG-EJY

**STIPULATION TO STAY INITIAL
DISCLOSURES**

1 Pursuant to Fed. R. Civ. P. 26(a)(1)(C), Plaintiff Golden Entertainment, Inc. (“Golden”)
2 and Defendant Factory Mutual Insurance Company (“FM”), by and through their respective
3 counsel of record, hereby jointly request the Court to stay the deadline for initial disclosures and
4 stipulate as follows:

5 WHEREAS, the current deadline for the parties to exchange initial disclosures is
6 September 30, 2021 (Dkt. Nos. 43-44);

7 WHEREAS, the Court held oral argument on Golden’s Motion to Remand on
8 September 16, 2021 (Dkt. No. 55), at which hearing the Court asked the parties to consider whether
9 a motion for certification of questions to the Nevada Supreme Court may be advisable in this case;

10 WHEREAS, Golden intends to file a Motion to Certify Questions of Law to the Nevada
11 Supreme Court and Memorandum of Points and Authorities, pursuant to Nevada Rule of Appellate
12 Procedure 5, and Golden respectfully submits that this motion should be decided before the parties
13 exchange initial disclosures. FM does not believe that certification of any questions to the Nevada
14 Supreme Court is warranted in this matter and will oppose any such motion to certify;

15 WHEREAS, FM filed a Motion to Dismiss on July 2, 2021 (Dkt. No. 22), which has been
16 fully briefed and remains pending, and Golden filed a Motion to Stay Proceedings on
17 August 10, 2021 (Dkt. No. 40), which has been fully briefed and remains pending; and

18 WHEREAS, FM respectfully submits that the Court should proceed with ruling on the
19 pending motion to dismiss, and Golden respectfully submits that the Court should first consider
20 and rule on the upcoming motion to certify or motion to stay. In either case, the Parties agree that
21 the exchange of initial disclosures should be stayed until the Court rules on the next procedural
22 steps;

23 NOW, THEREFORE, IT IS HEREBY STIPULATED by and between the Parties that:
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The deadline for the Parties to exchange initial disclosures shall be stayed until further order or direction from the Court.

Dated: September 28, 2021

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Dated: September 28, 2021

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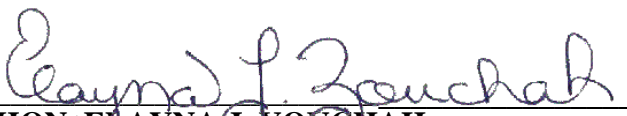
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IT IS SO ORDERED; provided, however, the parties shall submit a status report approximately every 90 days, measured from the date of this Order, regarding the procedural posture of the case.


HON. ELAYNA J. YOUCHAK
U.S. MAGISTRATE JUDGE

Dated: September 28, 2021